

RECEIVED
CENTRAL FAX CENTER

001/010

MAY 06 2005

**MOSER
PATTERSON &
SHERIDAN, LLP**

3040 Post Oak Blvd, Suite 1900
Houston, TX 77058-6542
TEL 713.623.4844
FAX 713.623.4846

WWW.MSP.COM

FACSIMILE COVER SHEET

DATE: May 6, 2005
FILE NO: ROC920010308US1
TO: Examiner: Insun Kang
FAX NO: 703-872-9306
COMPANY: USPTO
FROM: Gero G. McClellan
PAGE(S) with cover: 10
ORIGINAL TO FOLLOW? ☐ YES ☒ NO

RESPONSE TO OFFICE ACTION DATED FEBRUARY 25, 2005

U.S. SERIAL NO.: 10/017,959
FILING DATE: December 14, 2001
INVENTOR: Bates, et al.
EXAMINER: Insun Kang
GROUP ART UNIT: 2124
CONFIRMATION NO.: 7522

CONFIDENTIALITY NOTE

The document accompanying this facsimile transmission contains information from the law firm of Moser, Patterson & Sheridan, L.L.P. which is confidential or privileged. The information is intended to be for the use of the individual or entity named on this transmission sheet. If you are not the intended recipient, be aware that any disclosure, copying, distribution or use of the contents of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

363430_1

RECEIVED
CENTRAL FAX CENTER

002/010

MAY 06 2005

PATENT
Atty. Dkt. No. ROC920010308US1
MPS Ref. No.: IBMK10308

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Bates et al.

Serial No.: 10/017,959

Confirmation No.: 7522

Filed: December 14, 2001

For: Breakpoint Safety Net

§
§
§
§
§
§
§
§
§
§
§

Group Art Unit: 2124

Examiner: Kang, Insun

MAIL STOP AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

<p>CERTIFICATE OF FAX 37 CFR 1.8</p> <p>I hereby certify that this correspondence is being facsimile transmitted to the Patent and Trademark Office to fax number 703/872-9306 to the attention of Examiner, Insun Kang on the date below:</p> <p><i>May 6, 2005</i> Date</p> <p><i>Gero G. McClellan</i> Gero G. McClellan</p>

RESPONSE TO OFFICE ACTION DATED FEBRUARY 25, 2005

In response to the Office Action dated February 25, 2005 having a shortened statutory period for response set to expire on May 25, 2005, please enter this response and reconsider the claims pending in the application for reasons discussed below. While no fees are believed due, the Commissioner is hereby authorized to charge counsel's Deposit Account No. 09-0465 for any fees, including extension of time fees or excess claim fees, required to make this response timely and acceptable to the Office.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper. Remarks/Arguments begin on page 7 of this paper.